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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CECIL EUGENE SHAW,
Plaintiff,
v.
IRVING M. VILLA;
RUFINO VASQUEZ; and
Defendants

Case No. 5:19-cv-00506-EJD

ORDER TO SHOW CAUSE

RUFINO VASQUEZ; and Does 1-10,
Defendants.

On April 1, 2019, the Clerk issued a Notice Entry of Default as to the sole remaining defendant, Irving M. Villa. *See* Dkt. Nos. 12, 14. To date, Plaintiff has not applied to the court for a default judgment pursuant to Federal Rule of Civil Procedure 55(b)(2).

Accordingly, the court hereby issues an Order to Show Cause why this action should not be dismissed for failure to prosecute. If Plaintiff does not, by **September 24, 2020**, file a motion for default judgment or otherwise demonstrate good cause in writing why this action should not be dismissed, the court will dismiss the action with prejudice pursuant to Federal Rule of Civil Procedure 41(b). No hearing will be held on the Order to Show Cause unless otherwise ordered by the court.

IT IS SO ORDERED.

Dated: September 10, 2020



EDWARD J. DAVILA

EDWARD J. DAVILA
United States District Judge

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